

NAYS—Senators Francis, Martin, McLeary, Motley, Wortham—5.

A message was received from the House, announcing that it had concurred in Senate amendments to House Bill No. 35, "An Act authorizing the refunding of moneys paid into the General Land Office under provisions of an act to authorize the location, sale and settlement of the Mississippi and Pacific Railroad reserve, passed August 26, 1856; and an act supplementary thereto," approved Nov. 28, 1857; and also to Senate amendments to House Bill No. 68, "An Act to provide for refunding money paid into the State Treasury in certain cases."

On motion of Senator J. R. Henry, the Senate adjourned until tomorrow morning at 9 o'clock, by the following vote:

YEAS—Senators Ball, Blassingame, Brady, Brown, Burton, Francis, Grace, Guy, Henry, J. R., Henry F. M., Ledbetter, Martin, McCormick, McCulloch, Moore, Motley, Piner, Ripetoe, Stephens—19.

NAYS—Senators Crain, Edwards, Ford, Hobby, McLeary, Smith, Storey, Thompson, Wortham—9.

SEVENTY-FIFTH DAY.

SENATE CHAMBER,
AUSTIN, TEXAS, July 15, 1876. }

Senate met pursuant to adjournment. Roll called. Quorum present. Prayer by the Chaplain.

Journal of yesterday adopted.

President *pro tem.* in the chair.

On motion of Senator Ledbetter, Senator Terrell was excused indefinitely in consequence of sickness in his family.

Senator Piner presented the petition of many citizens of Pilot Point and vicinity, Denton county, "asking that the Legislature do pass an act legalizing the sale of spirituous, vinous, malt and other intoxicating liquors, within the corporate limits of said town, and within five miles of said town, and to repeal any and all laws heretofore passed by any previous Legislature, prohibiting the sale of liquors aforesaid, within the above mentioned limits."

Referred to Committee on State Affairs.

Senator Henry of Cass, presented the petition of several citizens of his county, "protesting against any dismemberment of their county, for the purpose of annexing it to Morris county, stating that the cutting off of the western part of their county and attaching it to said county of Morris, would unsettle their county seat and probably cause it to be moved, greatly to the detriment of their county, as they have a good court-house, jail," etc.

Referred to Committee on Counties and County Boundaries.

Senator Moore, from Committee on Privileges and Elections, submitted the following report:

Hon. R. B. Hubbard, President of the Senate:

Your Committee on Privileges and Elections, to whom was referred the petition and memorial of citizens of Brownsville, Texas, have had the same under consideration, and beg leave to report it back with the accompanying bill, and recommend that it do pass.

MOORE, for Committee.

The caption of the bill introduced by the committee is as follows :

"An Act to provide for an election in the city of Brownsville."

Senator Guy, Chairman of Committee on Contingent Expenses, submitted the following report :

Hon. R. B. Hubbard, President of the Senate :

Your Committee on Contingent Expenses, to whom was referred the accompanying preamble and resolutions, "in regard to the securing of a portrait of Thomas J. Rusk," have had the same under consideration, and I am instructed by a majority of said committee to report the same back to the Senate, and to recommend that they do not pass.

Your committee beg leave to add that while, in common with the people of Texas, they desire to cherish the memory of the great statesman and gallant soldier referred to in said preamble and resolutions, yet, in view of the present financial condition of the State, they regard the object contemplated in said resolutions as inexpedient at this time, and especially when they reflect that nothing of the kind is necessary to perpetuate the memory of Thomas J. Rusk.

GUY, *Chairman.*

Senator F. M. Henry, Chairman of Committee on Public Lands, submitted the following report :

Hon. R. B. Hubbard, President of the Senate :

Your Committee on Public Lands, to whom was referred House Bill No. 377, "An Act entitled an act to amend Section 27 of 'An Act authorizing the disposition and sale of the university lands,' approved April 8, 1874, and to validate all sales of eighty acres to any one person," have had the same under consideration, and instruct me to report it back to the Senate, and recommend that the said bill do pass, with the following amendments, to-wit :

Add the words, "of Texas," to the enacting clause.

In Section 1, line 8, add after the word, "at," "not less than."

F. M. HENRY, *Chairman.*

Senator Ledbetter, from the Committee on Treasurer's and Comptroller's Departments, submitted the following report :

Hon. R. B. Hubbard, President of the Senate :

Your Committee on Treasurer's and Comptroller's Departments, to whom was referred House Bill No. 220, entitled, "An Act to define the duties of the Comptroller and Treasurer of the State in regard to county moneys, deposited with the Treasurer under the provisions of an act of April 12, 1872," have had the same under consideration, and herewith present an amendment, and, as amended, recommend its passage.

Amend Section 1 by adding the following proviso :

"Provided, this act shall apply to money paid into the Treasury arising from the tax authorized to be levied under the act approved April 12, 1871, entitled, "An Act to authorize counties, cities and towns to aid in the construction of railroads and other works of internal improvements.

LEDBETTER, *for Committee.*

Senator Smith, from the Committee on State Penitentiaries, submitted the following reports :

Hon. R. B. Hubbard, President of the Senate :

Your Committee on State Penitentiaries, to whom was referred House

Joint Resolution No. 213, "An Act to provide for the creation of a special commission to obtain certain information and report thereon, in relation to the building of a new penitentiary, and to make appropriation for the payment and expenses thereof," have had the same under consideration, and beg leave to report it back, and recommend that it do not pass, for the reason that the subject matter therein contained is provided for in other bills before the Senate.

SMITH, *for Committee.*

Hon. R. B. Hubbard, President of the Senate :

Your Committee on State Penitentiaries, to whom was referred Senate Bill No. 346, entitled, "An Act to amend Articles 91 and 92 of the penal code," have had the same under consideration, and beg leave to report it back, and recommend that it do pass.

SMITH, *for Committee.*

Hon. R. B. Hubbard, President of the Senate :

Your Committee on State Penitentiaries, to whom was referred Senate Bill No. 255, entitled, "An Act to provide for the resumption by the State of the possession and control of the State Penitentiary at Huntsville, and of all the property and convicts belonging thereto, and to provide for the settlement of all matters between the lessees and State growing out of the termination of the lease of said penitentiary, and to provide for the management and control of said penitentiary and convicts after the termination of said lease, and to make the necessary appropriations therefor," have had the same under consideration and beg leave to report it back with an amendment, and as amended recommend that it do pass.

Amend by adding to Section 7: "*Provided*, that no convicts shall be hired or leased to do any labor outside of prison walls and detached from the prison when there is sufficient room for their accommodation within the walls of the penitentiary or penitentiaries of the State and their labor can be utilized within said prisons."

SMITH, *for Committee.*

Senator Piner, Chairman of Judiciary Committee No. 2, submitted the following report :

Hon. R. B. Hubbard, President of the Senate :

Your Judiciary Committee No. 2, to whom was referred Senate Bill No. 345, entitled, "An Act to authorize sureties on the official bonds of county officers to secure their principals in such bonds, to give new bonds or to provide for the giving of such new bonds in such cases," have had the same under consideration, and beg leave to report it back and recommend that it do pass.

PINER, *Chairman.*

Senator Storey, from Judiciary Committee No. 1, submitted the following report:

Hon. Wells Thompson, President pro tem. of the Senate :

Your Judiciary Committee No. 1, have had under consideration Senate Bill No. 285, "An Act to fix the time for holding the terms of the District Court for the Seventeenth Judicial District, including the county of McCulloch," and I am instructed by the committee to return the bill to the Senate, with the recommendation that the same do pass.

STOREY, *for Committee.*

Senator Smith introduced a bill to be entitled, "An Act to prevent delay in civil cases."

Read by caption, and referred to Judiciary Committee No. 2.

Senator Edwards introduced a bill to be entitled: "An Act to organize Commissioners' Courts and to define their jurisdiction and duties, and to provide for vacancies therein."

Read by caption and referred to Judiciary Committee No. 1.

House Bill No. 227, "An Act to create the Twenty-seventh Judicial District of the State of Texas," being the unfinished business, was taken up and read third time.

Senator Edwards moved a call of the Senate.

Motion seconded and roll called.

ABSENT—Senators Crain, McCormick, Piner, Ripetoe, Stephens—5.

Pending the call the bill went to the table.

On motion of Senator Crain, the rules were suspended, and Senate Bill No. 295, "An Act to suppress lawlessness and crime in certain parts of the State," was taken up, and amendments of the House read.

On motion of Senator Crain, the Senate refused to concur in the amendments of the House, and a Committee of Free Conference, consisting of Senators Ford, Crain and Piner, was appointed, and the House requested to appoint a like committee.

On motion of Senator Crain, the rules were suspended, and Senate Bill No. 103, "An Act to define the powers and duties of Sheriffs and other officers," with amendments from the House, was taken up, and, on motion of Senator Crain, House amendments concurred in.

The Senate being full, the call was suspended, and consideration of House Bill No. 227, "To create the Twenty-seventh Judicial District of Texas," was resumed.

Senator Piner offered the following as a substitute for Section 4:

"SEC. 4. The District Courts of the Twenty-seventh Judicial District shall be held at the times hereinafter specified, to-wit: In the the county of Collin on the first Mondays in January and June, and may continue in session eight weeks; in the county of Grayson on the second Mondays in March and September, and may continue in session until the business is disposed of."

Adopted.

The bill then passed, by the following vote:

YEAS—Senator Ball, Blassingame, Brady, Brown, Burton, Crain, Edwards, Ford, Grace, Guy, Henry J. R., Henry F. M., Hobby, Ledbetter, McCormick, McCulloch, Moore, Piner, Ripetoe, Smith, Stephens, Storey, Thompson—23.

NAYS—Senators Francis, Martin, McLeary, Motley, Wortham—5.

Senator Piner, Chairman of Judiciary Committee No. 2, by leave, submitted the following report:

Hon. Wells Thompson, President pro tem. of the Senate:

Your Judiciary Committee No. 2, to whom was referred Senate Bill No. 348, entitled, "An Act to prevent delay in civil cases," have had the same under consideration, and beg leave to report it back, and recommend that it do pass.

PINER, *Chairman.*

Senate Bill No. 144, "An Act to provide for the incorporation of associations that may be organized for the purpose of constructing railways, maintaining and operating the same, for prescribing and defining

the duties, and limiting the powers of such corporation when so organized," being the unfinished business, was taken up, and the pending amendment of Senator Storey adopted.

Senator Ford offered the following amendment, to come in at the end of Section 5 :

"*Provided, further*, that no railroad company heretofore incorporated or hereafter to be incorporated, shall so amend its charter as to include and cover the line or route previously designated and specified as the line, or part of the line or route of any other railroad company, incorporated at the time such amendment may be proposed."

Adopted.

Senator Edwards offered the following amendment :

Add at the end of Senator Ford's amendment : "All railroad companies chartered under this act shall have the exclusive right to use the line designated in its charter as long as said railroad complies with the requirements of its charter, and is not forfeited."

Adopted.

Senator McCormick offered the following amendment :

"Sec. 31. There being no general law now in force in this State providing for the organization of railroad corporations, an imperative public necessity and emergency exists, which require the immediate passage and taking effect of this act; and, it is therefore enacted, that this act take effect and be in force from and after its passage."

Adopted.

Senator Ball offered the following amendment :

In Section 7, line 7, strike out the words, "every part of."

Adopted.

Senator Storey offered the following amendment to Senator Ball's amendment :

Amend Section 5, line 16, by inserting after the word, "miles," the words, "of its road-bed."

Adopted.

Senator Brady offered the following amendment, to come in at the end of Section 16 :

"*Provided*, nothing herein contained shall be so construed as to prevent lateral or branch roads, intended as feeders for the main line or trunk road, from consolidating with and forming a part of the main or trunk line, upon such terms and conditions as may be agreed upon by the companies owning the trunk and branch lines."

Adopted.

Senator Martin offered the following amendment to Senator Ball's amendment to Section 5 :

In Section 5, strike out, "fifty," where it occurs, and insert, "twenty-five."

Adopted.

Senator Francis offered the following amendment :

Amend Section 5, by adding : "*Provided, further*, That no charter shall be granted to any railroad company proposing to run a parallel line nearer than twenty miles from any existing chartered line or lines that may hereafter be chartered."

Lost.

Senator Storey offered the following amendment to Section 22 :

"And the provisions and privileges of the tenth sub-division of this

section shall extend to and apply as well to railway companies heretofore chartered by special acts of the Legislature, as to those chartered under this act."

Adopted.

Senator Ball offered the following amendment:

In Section 22, line 16, strike out the words, "not exceeding two hundred feet in width."

Lost.

Senator Ledbetter in the chair.

Senator McCormick moved to amend by filling blank, in Section 6, line 15, with "10," and blank, in same section, line 17, with "20."

Adopted.

Senator Smith moved to amend Section 22, line 32, by inserting after the word, "steamers," "or said vessels."

Adopted.

Also to add the following to Section 9: "No transfer shall be valid until the transfer shall have been made on the stock and transfer books of the company."

Senator Ball offered the following amendment to Senator Smith's amendment: "But not less than four tons."

Lost.

Senator Smith's amendment was adopted.

Senator Piner moved the previous question.

Seconded, and main question ordered.

The bill was then ordered engrossed.

Senator McCormick moved to suspend the rules and place the bill on its third reading.

Adopted, by the following vote:

YEAS—Senators Ball, Blassingame, Brady, Brown, Burton, Crain, Edwards, Ford, Grace, Guy, Henry J. R., Henry F. M., Hobby, Ledbetter, Martin, McCormick, Moore, Motley, Piner, Ripetoe, Smith, Stephens, Storey, Wortham—24.

NAYS—Senators Francis, McLeary, Thompson—3.

NOT VOTING—Senator McCulloch—1.

Senator McLeary moved that the bill be read *extenso*.

On motion of Senator Storey, the further consideration of the bill was postponed until Monday, at 10 o'clock A. M.

Senator Storey, from Select Joint Committee, by leave, submitted the following report:

Hon. R. B. Hubbard, President of the Senate:

Your Joint Committee of the two Houses, appointed to consider what bills were necessary to be yet passed, respectfully report the following list as being actually needed and imperatively demanded.

L. J. STOREY,	} <i>Senate Committee.</i>
F. E. PINER,	
W. M. RUST,	
M. V. KINNISON,	} <i>House Committee.</i>
SMITH, of Walker,	

LIST OF SENATE BILLS.

Senate Bill No. 238—"An Act to provide for an oculist in certain cases for the pupils in the Blind Asylum."

June 8. Recommend that it do pass.

Senate Bill No. 48—"An Act to amend Articles 756 and 766 of the penal code."

Engrossed.

Senate Bill No. 156—"An Act to amend an act to adopt and establish a penal code."

May 20. Recommend it do pass.

Senate Bill No. 29—"To fix the time of holding the next general election."

April 29. Reported back with amendments.

Senate Bill No. 273—"An Act to authorize the Board of Education to collect and invest in State bonds the interest due on the bonds belonging to the Agricultural and Mechanical College of Texas."

June 19. Reported with recommendation that it do pass.

Senate Bill No. 107—"To provide for payment of county debts prior to the 18th of April, 1876."

Senate Bill No. 176—"To authorize the Comptroller to issue duplicate warrants in certain cases."

Senate Bill No. 64—"To validate acknowledgements of married women."

Senate Bill No. 29—"To fix the time for holding elections."

Senate Bill No. 273—"To authorize the State Board of Education to collect and invest interest due the Agricultural and Mechanical College."

Senate Bill No. 274—"To invest proceeds of sale of University lands."

Senate Bill No. 262—"To reserve from location certain lands now reserved for the benefit of railroad companies."

June 15. Recommend it do pass.

Senate Bill No. 268—"To authorize Clerks of the Court of Appeals to appoint deputies."

Senate Bill No. 52—"To repeal Section 27 of an act supplementary to an act authorizing the sale of University lands," approved April 8, 1874.

June 27. Recommend it do pass.

Senate Bill No. 126—"To fix the time of holding biennial sessions of the Legislature."

Majority recommend it do pass.

Minority recommend it do not.

Senate Bill No. 318—"To appropriate \$5,000 to improve Capitol grounds,"

No report as yet.

Senate Bill No. 134—"To provide for the location of one million acres of land to support the University of Texas."

Senate Bill No. 280—"To make an appropriation to support the State Government."

Senate Bill No. 316—"To set apart one million acres of land for University lands."

Senate Bill No. 296—"To prevent lawlessness and crime in certain parts of the State."

Passed and gone to the House, and reported back to the Senate with amendments.

Senate Bill No.— "To provide fuel for departments."

Senate Bill No.— "To prevent and punish forgeries of land titles."

Senate Bill No.—“To provide for use of photographic copies of records as evidence.”

LIST OF HOUSE BILLS.

House Bill No. 322—“To regulate equalization of revision of assessment books and rolls for taxation.”

Not reported as yet.

House Bill No. 383—“To prescribe the manner of designating the homestead.”

Not reported as yet.

House Bill No. 293—“To provide for resumption by the State of the possession and control of the State Penitentiary,” etc.

Ordered printed.

House Bill No. 306—“To regulate the charges by railroad companies of this State.”

June 12, 1876. Referred to Committee on Internal Improvements. Not reported as yet.

House Bill No. 149—“To authorize persons and corporations to pay taxes on lands at the Comptroller's office.”

May 15, 1876. Read and referred to Judiciary Committee No. 2.

House Bill No. 186—“To amend ‘An Act to provide for organization of the State Lunatic Asylum.’”

Ordered printed.

House Bill No. 104—“To define and punish vagrancy.”

Reported and postponed.

House Bill No. 103—“To require parties convicted of misdemeanors, in default of payment of fine, to pay same by manual labor.”

Substitute, and 200 copies ordered printed.

House Bill No. 24—“To regulate assessment and collection of taxes.”

April 26, 1876. Read first time and referred to Finance Committee.

House Bill No. 302—“To establish and provide for the support, etc., of public free schools.”

June 12, 1876. Ordered printed as substitute for House Bills Nos. 55, 105, 229, 231 and 280.

House Bill No. 90—“To regulate fees of office.”

One hundred copies ordered printed.

House Bill No. 150—“To provide for transfer of certain suits from District Courts to Justices' Courts.”

Referred to Judiciary Committee No. 2.

House Bill No. 156—“To provide for collection of delinquent taxes on lands prior to April 18, 1876.”

Substituted, and twenty copies ordered printed.

House Bill No. 185—“To provide for payment of teachers of public free schools from July 1, 1873, to January 1, 1876.”

Two hundred copies ordered printed.

House Bill No. 196—“To provide for publication of certain decisions of Court of Appeals.”

Passed to engrossment.

House Bill No. 225—“To provide for locating three millions of the public domain.”

Substituted and ordered printed.

House Bill No. 16—“Making an appropriation to pay deficiencies due District Attorneys in felony cases,” etc.

Reported favorably, and postponed to insert in general deficiency bill.
House Bill No. 29—"To define and punish usury.

Reported favorably and ordered printed.

House Bill No. 27—"To authorize and empower the Commissioners' Court to fund the outstanding indebtedness of the counties, and to provide for means of payment of same.

Substituted and 100 copies ordered printed.

House Bill No. 258—"To make an appropriation for the Deaf and Dumb Asylum."

House Bill No. 237—"Imposing an additional tax of fifteen cents on the \$100, etc., for 1876."

June 15. Made special order from day to day.

House Bill No. 311—"Prescribing the duties of the Attorney-General in regard to forfeited railroad charters."

Reported and ordered printed.

House Bill No. 364—"To define the duties of persons subject to taxation, and provide punishment," etc.

Read and passed to second reading.

House Bill No. 366—"To suspend the running of all acts of limitation in suits of which the County Court has jurisdiction.

Reported engrosed.

House Bill No. 395—"To declare in what causes the District Judges are disqualified from setting, and to provide for Special Judges in such cases."

Reported and ordered printed.

House Bill No. 242—"To provide for creation of private corporations."

Reported and ordered printed.

House Bill No. 243—"To provide for organization of corporations for literary, scientific, religious, and charitable purposes."

Read first time and ordered printed.

House Bill No. 252—"To regulate the *per diem* and mileage for parties contesting for seats in the Legislature."

Senator Hobby, Chairman of Judiciary Committee No. 1, by leave, submitted the following report:

Hon. R. B. Hubbard, President of the Senate:

Your Judiciary Committee No. 1, to whom was referred Senate Bill No. 349, "An Act to organize Commissioners' Courts, and to define their jurisdiction and duties, and to provide for vacancies therein," have instructed me to report the bill back and recommend its passage.

HOBBY, *Chairman.*

On motion of Senator Martin, the rules were suspended, and Senate Bill No. 322, "An Act to provide for the holding of District Courts, when the Judge thereof is absent, or is, from any cause, disabled or disqualified for presiding," was taken up and read second time.

Senator McCormick offered the following amendment:

"SEC. 5. To provide for the contingencies currently and frequently occurring in the conduct of the courts, an imperative public necessity and emergency exists for the immediate passage and taking effect of this act, and it is enacted that this act take effect from and after its passage."

Adopted.

Senator Edwards offered the following amendments :

In Section 2, line 21, after the word, "person," add the words : "*Fourth*—That the oath presented in Section 1, of this act has been administered."

Adopted.

Senator Edwards offered the following amendments :

In Section 2, line 14, after the word, "made," insert the words, "and entered on the minutes of the court."

Adopted.

Senator Edwards offered the following amendment :

In Section 3, line 4, strike out the words, "no change of venue shall be made necessary thereby."

Lost by the following vote :

YEAS—Senators Ball, Blassingame, Edwards, Francis, Hobby, Ledbetter, McLeary, McCulloch, Storey—9.

NAYS—Senators Crain, Grace, Guy, Henry F. M., Martin, McCormick, Moore, Motley, Piner, Ripetoe, Smith, Thompson, Wortham—13.

NOT VOTING—Senators Brady, Brown, Burton, Ford, Henry J. R., Stephens—6.

Senator Edwards offered the following amendment :

In Section 4, strike out all of line 1, and down to the word, "shall," in line 2, and insert in lieu thereof, the words, "said Special Judge."

Adopted.

The bill was then ordered engrossed.

On motion of Senator McCormick, the rules were further suspended to place the bill on its third reading, by the following vote :

YEAS—Senators Ball, Blassingame, Brady, Crain, Edwards, Francis, Ford, Guy, Henry J. R., Henry F. M., Hobby, Ledbetter, Martin, McLeary, McCormick, McCulloch, Moore, Motley, Piner, Ripetoe, Smith, Stephens, Storey, Thompson, Wortham—25.

NAYS—None.

NOT VOTING—Senators Brown, Burton, Grace—3.

The bill was then read third time, and passed by the following vote :

YEAS—Senators Ball, Blassingame, Crain, Edwards, Francis, Ford, Guy, Henry J. R., Henry F. M., Hobby, Ledbetter, Martin, McLeary, McCormick, McCulloch, Moore, Motley, Piner, Ripetoe, Smith, Stephens, Storey, Thompson, Wortham—24.

NAYS—None.

NOT VOTING—Senators Brady, Brown, Burton, Grace—4.

On motion of Senator Smith, the rules were suspended, and Senate Bill No. 255, "An Act to provide for the resumption, by the State, of the possession and control of the State Penitentiary at Huntsville, and of all the property and convicts belonging thereto, and to provide for the settlement of all matters between the lessees and the State, growing out of the termination of the lease of said penitentiary, and to provide for the management and control of said penitentiary and convicts after the termination of said lease, and to make the necessary appropriations therefor," was taken up, and one hundred copies thereof ordered printed.

On motion of Senator Storey, the rules were suspended, and Senate Bill No. 285, "An Act to fix the time for holding the terms of the District Court for the Seventeenth Judicial District, including the county of McCulloch," was taken up, read second time, and ordered engrossed.

On motion of Senator Storey, the rules were suspended, to place the bill on its third reading, by the following vote :

YEAS—Senators Ball, Blassingame, Brady, Burton, Crain, Edwards, Francis, Ford, Grace, Guy, Henry J. R., Hobby, Ledbetter, Martin, McLeary, McCormick, McCulloch, Moore, Piner, Ripetoe, Smith, Stephens, Storey, Thompson, Wortham—25.

NAYS—None.

NOT VOTING—Senators Brown, Henry F. M., Motley—3.

The bill was then read third time, and passed by the following vote :

YEAS—Senators Ball, Blassingame, Brady, Burton, Crain, Edwards, Francis, Ford, Grace, Guy, Henry J. R., Hobby, Ledbetter, Martin, McLeary, McCormick, McCulloch, Moore, Piner, Ripetoe, Smith, Stephens, Storey, Thompson, Wortham—25.

NAYS—None.

NOT VOTING—Senators Brown, Henry F. M., Motley—3.

A message was received from the House, announcing that that body had passed House Bill No. 381, "An Act to incorporate the city of Dallas, and to grant a new charter to said city."

Also, that the House had concurred in Senate amendments to House Joint Resolution No. 387, "Memorializing the Postmaster-General to establish a tri-weekly mail between Fort Concho and El Paso."

On motion of Senator Wortham, Senator Douglass was excused until Monday morning.

President *pro tem.* in the chair.

Senator Edwards moved to reconsider the vote of yesterday, by which Senate Bill No. 137, "An Act to fix and regulate the fees of all the State officers of Texas, and of the several counties thereof," was passed.

On motion of Senator Grace, the rules were suspended, and House Bill No. 196, "An Act to provide for the publication of certain decisions of the Court of Appeals," was taken up.

Pending which, on motion of Senator Crain, the Senate adjourned until Monday morning at 9 o'clock.

SEVENTY-SIXTH DAY.

SENATE CHAMBER,
AUSTIN, TEXAS, July 17, 1876. }

Senate met pursuant to adjournment. President *pro tem.* in the chair. Roll called. Quorum present. Prayer by the Chaplain.

Journal of Saturday adopted.

Senator Hobby, Chairman Judiciary Committee No. 1, submitted the following reports :

Hon. R. B. Hubbard, President of the Senate :

Your Judiciary Committee No. 1, to whom was referred House amendments to Senate Bill No. 109, "An Act to regulate juries in civil cases," have had the same under consideration, and report that they recommend that the Senate do not concur in said House amendments, and that the President appoint a Committee of Free Conference on said bill, and ask that the House be requested to appoint a like committee.

HOBBY, *Chairman.*

The report of the committee was adopted, and the President *pro tem.*